# Case Summary- Kelly Piquet's Labor Lawsuits

(Case Numbers: 0000406-85.2015.5.02.0043 and 1002122-62.2017.5.02.0043)

**Type:** Ação Trabalhista (Labor Lawsuit)

**Parties:**

- **Plaintiff:** *Kelly Sylvia Piquet*
- **Defendants:** *Arezzo Indústria e Comércio S.A.* and *ZZAB Comércio de Calçados Ltda.*
- **Presiding Judge:** *Jefferson do Amaral Genta*

## Core Dispute

Piquet alleged that she worked for the defendants on the launch of **Schutz's first U.S. store (New York)** from **June 26 to September 30, 2012** without formal employment registration, despite performing the same duties later acknowledged under her official contract beginning **October 1, 2012**. She was dismissed on **March 4, 2013.**

Her lawsuit (see *Piquet-Labor-Suit-00004068520155020043-01-Filing-History-Initial.pdf*) sought:

- Recognition of the unregistered employment period;
- Unpaid overtime and salary differentials;
- Compensation for moral and material damages;
- Allowances for transfer, meals, and transportation;
- Reimbursement for rent during her New York posting;
- Free legal aid based on alleged financial hardship.

She initially requested roughly **R$230,000** in damages.

## Trial Court Decision (First Sentence — *Piquet-Labor-Suit-00004068520155020043-02-FIRST-SENTENCE-16-08-2016.pdf*)

**Partial ruling in her favor.** The court recognized some of Piquet's claims but rejected most others.

**Granted:**

- **Employment recognition (June 26–Sept 30, 2012)** — companies ordered to register period in her CTPS and pay proportional benefits (vacation, FGTS).

- **Overtime pay** — court found she did not hold a “trust position” exempt from overtime.
- **Salary differences** — for January and February 2013, due to lack of proof of full payment.
- **Fine under Article 477, §8º CLT** — for delays in termination documentation.

**Rejected:**

- Transfer and housing allowances — the court deemed New York to be her original place of work.
- Claims of “accumulated functions” or modeling work — insufficient evidence.
- Moral or image damages — unsubstantiated.
- Meal and transportation vouchers — no documentation provided.
- Health/life insurance — unsupported.
- Free legal aid — denied. The judge explicitly cited her self-presentation online as a “citizen of the world” and found her poverty claim **incompatible with her public lifestyle**, characterizing it as **bad-faith litigation**.

**Notable event:** One of her witnesses was **referred to the Public Prosecutor** for suspected false testimony (*Piquet-Labor-Suit-00004068520155020043-03-SENTENCE-CLARIFICATION.pdf*).

## Appeals Process

1. **Regional Labor Court (TRT-2)** – *Piquet-Labor-Suit-00004068520155020043-04-TRT2-APPEAL-DECISION.pdf*
   - Mostly **upheld** the lower court’s ruling.
   - Confirmed recognition of unregistered work period and limited compensation.
   - Found no reason to modify the denial of moral damages or free-justice status.
2. **Superior Labor Court (TST)** – *Piquet-Labor-Suit-00004068520155020043-05-TST-APPEAL-DENIAL.pdf*
   - **Arezzo’s further appeal denied** on procedural grounds.
   - Justice Ives Gandra da Silva Martins Filho concluded that the appellant failed to contest all aspects of the TRT-2 ruling; thus, the higher court refused to hear the case (Súmula 422 TST).
   - Piquet’s partial victory therefore stood.

## Final Archiving

By **2021**, the case was formally closed (*Piquet-Labor-Suit-00004068520155020043-06-FINAL-ARCHIVING-HISTORY.pdf*) after **R$22,070.38** was paid to Piquet, reflecting the limited amounts due from the partially upheld claims.

## Summary Assessment

While Kelly Piquet did obtain recognition for a brief unregistered employment period and related compensation, the majority of her broader financial and moral claims were rejected. The court criticized her conduct, denying her request for free legal aid on the basis of bad-faith litigation. The litigation extended over six years and concluded with a modest award compared to the original demand — a contrast made more striking given her public image and background as the daughter of a Formula 1 world champion.